Leg 15-72

App. F. IX-4

1919.

File No. 23-19

Previous References (Legis)

Serial Nos. 8—10

Later References P-40

Leg 15-72

General and Revenue Secretariat.

Serial Nos. Ten.

Part. A for October 1922

SUBJECT

Amendment of section 278 of the Indian Succession Act, 1865.

Manasvamy Iyengar
13-1-22

~~Previous Reference~~ 1919

File No. 23-19

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

PROCEEDINGS OF THE GENERAL AND REVENUE SECRETARIAT.

For October 1922

Local and Legislative (Legislation)

Amendment of S. 256 of the Indian Succession Act, 1865.

"A" Collection.

Serial No. 1-5

Table of contents.

Serials	Number and date of letter and contents	Page in A Proceedings
1	Letter dated 5-10-19, from Mr. B. R. Krishnamachar, Public Prosecutor, Mysore. Forwards a memo containing suggestions for legislative action in the matter of furnishing security by the grantees of Probate.	
	Letter No. G. 8952 dated 21-10-19, to Mr. B.R. Krishnamachar. Acknowledges the receipt of his letter and states that the matter will receive the consideration of Govt	
	Letter dated 21-11-19, from the Honorary Secy. South Mysore Planters' Association, Saklespure. Requests that Section 256 of the Succession Act 1865 may be so amended as to require security bonds only in cases of letters of administration.	
	Letter No. Pol 246 dated 21-8-20, to the First Assistant Resident in Mysore. Forwards a copy of the Bill to amend the Indian Succession Act, 1865, together with statements of objects and reasons.	
	Letter No. 8329/265-1920 dated 22-9-20, from the First Assistant Resident in Mysore. States that the Resident sees no prima facie objection to the Bill being placed before the Legislative Council.	

Letter No. Pol 1003 dated 5-5-22, to the Resident in Mysore.

Forwards two copies of the Bill for obtaining the sanction of the Governor-General in Council to pass the Bill into law.

Letter No. 5074 dated 20-6-22, from the Secy. to the Resident in Mysore.

States that the Governor-General in Council has accorded his consent to the Bill.

G. O. No P 3409 dated 26-10-22, to the Compiler, Mysore Gazette.

Ordered that the Regulation to amend the Indian Succession Act, 1865, as applied to Mysore, which received the assent of His Highness the Maharaja, on the 17th October 1922, be published as Regulation No I of 1922.

T V R

G. R. S. III—1] 1919

GENERAL AND REVENUE SECRETARIAT.

(Legislative)

NOTES.

File No. 23-19

FILE HEADING.

Amendment of S. 2567 the Indian Succession Act, 1865

From

No.	Dated	Received
Diary No.	Enclos. Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First Sheet.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

From

Mr. B. R. Krishnamachar
Public Prosecutor, Mysore
5-10-19

Forwards a memo containing suggestions for legislative action in the matter of furnishing security by the grantees of the Probate

1) Chief Secy's orders

Please acknowledge receipt and take action

Initd) —U.B
7/10

2) Send with a draft acknowledgement ——? upon which necessary action will be taken

3) Please see
4/10/19 & put up the refs
mentioned in the letter

D. Prasad
5/10

N.B. –Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

8.2)

No. G. 8762 Q 21 10.10

To Mr. B. R. Krishnamachar

Acknowledges the receipt. ... letter and states that the matter will be taken into consideration afforded.

G. R. S. III-2]

2

General and Revenue Secretariat.

Legs File No. 23 of 1919

Serial No.

H. 7.

4) Subd with all the references noted on the 'P. M. E.

Dlrd reference is enacted in this connection S. 5 & 6 of Regn VI of 1914 (which is applicable only to cases in which Sec. X. of 1865 does not apply) according to which persons to whom letters of administration are granted are bound to grant a bond while it is only obligatory in the case of persons to whom Probates are granted if the Judge so directs

Subd for orders.

Legs D.M. 8/11/19

ASR 22/11 A.S.R. S) I believe there are taken decisions also, I have pushed up if available

D. Mahadevaraja 29/1.

Nil Preambles & S. 3 This does not apply to the European Community who are governed by the Indian Succession Act

D. M. 15/1

Succession has been used as this word is think, to the Succession Planters' Assn. H. may also be pushed up

D. M. 29/1

Legs 29/11

From

The , Secy, Ceylon Planters' Assocn, Colombo

Requests that S. 256 of the Civil Proc. Code 1865, may be so amended

NOTE—Contn. sheet.

8269

4
3

G. R. S. III-2]

General and Revenue Secretariat. | Legs File No. 93 of 1919.

Serial No.	
	as to require security bonds only in cases of caveats & administration
6	and with reference to para 5 further Digest of Indian Law from 1891 to 1915 were gone through & no decision on the point in issue is found
	It is submitted that the Govt of India amendment Act VI of 1889 must have set at rest the conflict of decisions between the Calcutta & Madras High Courts
7	By S.R. 20-12-19 Asst 20/12 No European Communities are governed by Indn Succn Act. No doubt S. 76 of the Regn VI of 1914 was discretion to the Judge in Probate cases But this Regn is applicable to cases to which the Indn Succn Act do not apply (vide Preamble & S. 2) The amendment proposed seems to be necy & may be given effect to Please put up a draft Bill with Statt of Reasons & Objects to-morrow

D. M. Sadasivayya
15/12/20

Urgent

NOTE—Comm. sheet.]

G. R. S.—III-2]

8269

General and Revenue Secretariat.

Legs File No. 28 of 1919

Serial No.

8/4/20 4-8

1) Subd. with a draft Bill with statement of objects & reasons

8/4 9 The amendment seems to be necessary.

16/4 And 9/4 Chief Sec III Member

D. Machado 12/4

C. S. Balachandran 12/4

5704 13.4.20

2) I do not think it would be necessary that the Advocate General should be consulted upon this point. The matter may be done now

10.4.20

Mr Hamza Hussain 13/4

11 & No. 53-G Protection 22.4.1920

3) Forwarded unofficially to the Govt Advocate for favour of remarks

B.D. Murahdwaja 22/4/20 For Chief Secretary

Ch Scott 21-4-1920

0.S.86/19-20

29 3

4) See 256 of the Indian Succession act may be amended in the manner proposed.

5) I do not know of any instance in Mysore where it has been held to be obligatory on the part of a trustee

NOTE Contn. sheet.

Serial No.

of Estate to furnish security. Will the Sec[y] of the South Mysore Planters' Ass[n] & Mr. Kinnamacher suggest the amendment not on account of any ruling or of a practice to that effect prevailing in Mysore but on account of the possibility of the Section being construed in Mysore in the manner in which it was done in Calcutta in the Case reported in 7 Cal 84. Though in British India the amendment was made in the year 1884 there has been no representation made so far I am aware of in regard to the necessity for a similar amendment in Mysore all these 30 years. Except of course the two now made. As I recollect in 3 of the biggest Estates that I was professionally connected with in recent years (Mr. Bronsons Mr[r] Spears & Col Breretons) no security was taken before the grant of probate.

(4) But all the same I am not opposed to the amendment being done. It will lay down the practice in a clear manner. If the amendment is to be made I would suggest the addition of the words "other than a

NOTE—Contn. sheet.

[G. R. S. III-2]

General and Revenue Secretariat.

Legislative File No. 23 of 1917

1 6

Serial No.

Grant under Sec 2(2) to meet Case of limited grants where an agent obtains Probate (See act V of 1902 in British India)

S. 9

S. Doraiswamy Iyer
27.4.20

(a) Please note up the Act upto date which is not being repealed by Acts II & III of 1913?

(b) The Suggestion of the G.A. may be adopted

D.M. 1.5.20.

Recd 11/5

Letts 11/5

(c) Even on the Act V of 1902. The suggestion of the G.A as adopted from 9 (2) will be seen from the Schedule to Acts II & III of 1913 that the Act of 1902 has been repealed only so far as it refers to Official Trustees and Administrators General respectively. The section 9 therefore remains

The Govt Advocates suggestion is indicated in pencil

8/5

NOTE—Contn. sheet.

R. S. III-2]

General and Revenue Secretariat.

Legn File No. 826/23 of 1919-20

8 7

Serial No.

18) Submitted for orders of the Govt Advocate. His suggestion has been adopted

D. Mahadeva Iyer 19/7

H.H. Member

19) The draft amendment bill may be approved & steps taken to introduce the bill into the Legislative Council.

20) Council Notice may be issued by Circular & the event appointed for Monday the 26th

21/7

Dewan.

Con 22/7 -- D. M. 22/7

DEWAN'S OFFICE.
Recd. on JUL 22 1920
Reg. No. 508

500.
19.7.20

22) To Hon
Rao M. Kanhaya Rao.
23.7.20

23) Circulate
by C. S. Balasundaram Iyer.
24/7

D. M. 24/7

24) To
Rao P. Raghavendra Rao.
30.7.20

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

Legs File No. 93 of 1919.

8269

9 8

Serial No.

Jaidka

Legs 311

892 4-8-20

892 4-8-20

DEWAN'S OFFICE.
Recd. on AUG 12 1920
Reg. No. 1006

n,4) Please put up a D.F. thereon
D. Mahadevayya
31/7

Submit with a D.F. to D.S.A.

S.by 6/8 ASR

Submit with D.F. to D. Mahadevayya Esq.
4/8

III Member
appd
9/8

10/8

Dft sno
Dewan

D.M. 12/8

13.8

NOTE—Contn. sheet.

10

Final Note by the Third Member of Council.

Subject:-

Amendment of the Indian Succession Act as applied to Mysore

It was represented by Mr.Krishnamachar, late Public Prosecutor, Mysore Division, that S.256 of the Indian Succession Act, as it stands at present, was liable to be misconstrued as requiring the production of a security bond for the due collection, getting in or administering the estate of the deceased in all cases in which "Letters of Administration" and "Probate" are granted. There was actually a conflict of opinion on this point between the Madras and Calcutta High Courts and it was set at rest by the Amending Act VI of 1889 in British India indicating clearly that security bonds shall be required in letters of Administration cases only. Mr.Krishnamachar has suggested that a similar amendment may be made in the Act as applied to Mysore. The South Mysore Planters' Association has also urged the introduction of the amendment. The Government Advocate was consulted and he has no objection to the amendment being made, since it will lay down the practice in a clear manner. He has also suggested the addition of the words "other than a grant under Section 212" to meet cases of limited grants where an agent obtains Probate. A draft Bill has accordingly been prepared and has been approved of by the Dewan and Members of Council.

Pages 4 to 6 of office Notes

* Page 7 of office Notes

2. The gracious sanction of His Highness is now solicited to place the Bill before the Legislative Council.

10th August 1920.

MEMBER OF COUNCIL.

Submitted to His Highness.

29/ *I submit herewith a Final Note by the* Third *Member of Council on the subject of* amending the Indian Succession Act 1865 as applied to Mysore, ...

for His Highness' gracious approval.

C Rangappa
Dewan.
13. 6 26

8269 12/11

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Proposal to place before the Legislative Council the Bill to amend the Indian Succession Act of 1865 as applied to Mysore.

30) **Order.**

~~KRM~~

16/8/20

No 233
1 Bk

Chief secy 4
17/8

Asstt Secy Legn Affrs
17/8/20

31) Please take further action as above
D Mahadevayya
17/8

Legn
17/8

G. R. S. III-2

General and Revenue Secretariat.

Legs File No. 23 of 1919.

8(1)-G 5089 13

Serial No.

1) Subd. rects a draft of the Regn

33) Submts
D. Mahadevayya
17/8

To
The H. A. Resident in Mysore.
No. Pol 246 dy 21-8-20.

Forwards a copy of the Bill ~~Section~~ to amend the Indian Succession Act, 1865, together with Statements of objects & reasons which explain the scope & object of the Bill

From the 1st Asst Resident
H. A. R. in Mysore
No 8329/265/1920. dy 22.9.20.

~~Forwards a copy~~ States that the Hon'ble the resident sees no prima facie objection to the proposal But reference to Govt of India will be necessary before it becomes law.

34) Subd for favour of perusal and orders
24/9

35) If approved, the Bill will be included in the Agenda for the next meeting of the Legislative Council
24/9

36 Submts
D. Mahadevayya
A/C O

NOTE—Contn. sheet.

G. R. S. III-2,

General and Revenue Secretariat.

1883 / 8269

14.

Leg File No. 23 of 1921

Serial No.

Append. with the forms for obtaining the sanction of the Dewan for introducing the Bill

8Ca

11/11/21

3rd Member)

Copy of opinion

Mr. Mudaliar has submitted

his report in appeal as prepared

Dewan)

Signed by the Dewan

4-11-21

cag 11.11.21

13/11 cag

DEWAN'S OFFICE.
Recd. on NOV 14 1921
Leg. No. 2764

3) At the meeting of the Legal on the 15th the leave was granted to introduce the Bill

3b) Rules with a draft for publishing the Bill

8Ca S.G

17/11/21 V.K.S.

17/11

3) Issue

cag

17.11

Issued 272 Dy 21/11/21

L.C

NOTE—Contn. sheet.

NOTIFICATION

No. 272—L. C., dated 21st November 1921.

Under Rule 31 of the Rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill to amend the Indian Succession Act, 1865, (as applied to Mysore) is published for general information with the statement of objects and reasons.

By Order,
C. ABDUL GHANI,
Secretary, Mysore Legislative Council.

Bill to amend the Indian Succession Act, 1865, as applied to Mysore.

Whereas it is expedient to amend the Indian Succession Act, 1865 as applied to Mysore; His Highness the Maharaja is pleased to enact as follows:—

Amendment of Section 256

In Section 256 of the Act, for the words "Every person to whom any grant of administration shall be committed" the words and figures" "Every person to whom any grant of letters of administration other than a grant under Section 212 is committed" shall be substituted.

Statement of objects and reasons.

As Section 256 of Indian Succession Act, 1865, as extended to Mysore stands at present, it is liable to be construed as requiring security bonds in both Administration and Probate cases from the grantees thereof. There was a conflict of decisions upon this point in the British Indian High Courts and it has been set at rest in British India by the amending Act VI of 1889.

The Honorary Secretary to the South Mysore Planters' Association has urged for a similar amendment of our Act. Accordingly the present Bill has been drafted to bring our law into conformity with the British Indian Act and to clearly indicate that in case of letters of administration only shall a security bond be demanded.

G. R. S. III-2

General and Revenue Secretariat.

Legs File No. 1583/93 of 1919.

Serial No.

(40) The Bill was read in Council & it was considered unnecessary to refer the Bill to a Select Committee at the meeting of the Council on the 10th inst.

(41) The Govt. of India Secretariat has now to be obtained for passing the Bill into law.

Sd. with a draft to the Secy.

Sd 11/4/20 S.S. 11/4

(42) Issue

Abdul Ghani 12/4

(43) Submit to the Chamber of Princes before issue

S. Hariramaiyer 11/4 Miss H. Bai Haridas 12/4

(44) Issue

S. Hariramaiyer 4/5

4/5

To the Secy to the Resident Pol Dept & Secy to Govt of India Forwards two copies of the Bill for obtaining the sanction of the Govr. Genl. in Council.

NOTE—Contn. sheet.

R. S. III-2]

General and Revenue Secretariat.

1988 4,659 of 17/15

Legs File No. 23 of 1919.

Serial No.

7. From the Secy to the Resident No. 5074 S 20-10-22 Stating that the Govt. El. on el. has accorded his consent to the Bill

(45) Info for perusal

As the intimation has come too late for the meeting on the 27th, the Bill will have to be passed at a subsequent meeting (46) Yes.

C Abdul Ghanie 1.7.22

86 24/6/22

Appr 24/6

Legs 1.7

(47) At a meeting of the Legis el held on 18.9.22 permission was granted to pass the above mtd law. As the sanction of the Govt of India has already been accorded, it may be promulgated into law after obtaining the sanction of H.E.

Subt with a d.f.

Bom 4.10.22

Appr 6/10

(48) Please type & put up

C Abdul Ghanie Esq 8/10

(49) Typed copy is put up & subt

C Abdul Ghanie Esq 9/10/22

Bom 9.10.22

2nd member

1.10.22

Final Note Signed by Member

Submitted

9/10

A D.F.N may be put up Appr 5/10

2221 9.10.22

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

File No. 23 of 1919.

Serial No.

A. S. B. 10/10/22

Subd. with a Subsidiary note

Dewan

...INS OFFICE.
...OCT 14 1922
Regd. No. 2234

noted / linked file

Final Note by the Second Member of Council.

Subject :—

Promulgation of the Bill to amend the Indian Succession Act, 1865, as it is in force in Mysore, into law.

50) Sanction of His Highness was accorded on 16th August 1920, to introduce the Bill to amend the Indian Succession Act, 1865, as it is in force in Mysore, into the Legislative Council.

51 (2) The Bill was accordingly placed before the Legislative Council on 15th November 1921 and at the meeting held on the 10th April 1922 the Bill was read in Council and it was considered unnecessary to refer it to a Select Committee. The Bill was finally decided to be passed at the meeting of the Legislative Council held on the 18th September 1922.

52 (3). The Governor-General in Council has accorded his consent to the Bill being passed into law with the usual reservations.

53 (4). The gracious assent of His Highness may be granted for promulgating the Bill into law.

CAMP MYSORE,
9th October 1922.

MEMBER OF COUNCIL

Submitted to His Highness.

54) *I submit herewith a Final Note by the*...Second... *Member of Council on the subject of*....the Promul-....gation,...into...law,...of...the...Bill...to...amend...the...Indian Succession Act, 1865.....

for His Highness' gracious approval.

Dewan.

14 OCT 1922

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Promulgation of the Bill to amend the Indian Succession Act of 1865, into law

55) *Order.*

~~KRW~~
17/10/22

Legislature Section
4)
18 OCT 1922

18/10/22

56) Promulgate
Cabinet Secretary
17/10 KRW 20/10

G. R. S. III-2]

4689 22

General and Revenue Secretariat. | Legs File No. 923 of 1919

Serial No.	
57	Subm with a draft order promulgating the Rules into Law Sd/ 26/10/22 Asst 28/10 58) Issue Cabled Gram 24/10
8	To the Compiler Mysore Gazette P 3409 of 26/10/22 Fisheries Regn to amend Succession Act as Regn I of 1922 Copies of Regn have been received Subm with a draft forwarding as usual copies of the Regn to the Residency & the Mysore Govt Sd 8/11/22 Asst 12/11 To Done 18/11
	The Govt Secy to H.E.H. The Nizam's Govt No. P.L.2 83 of 22-11-22 Forwards 2 Copies of the Regulation To
	The Secy to the Resident No. 427 of 17-11-22 Forwards 9 Copies of the Regulation

NOTE.—Contn. sheet.

Legs 23/11

From Mr B.R. Krishnamachar
Legis 23-19-1 Advocate Public Prosecutor Mysore
Dated 5-10-1923

To
C.S. Balasundaram Esq B.A.
The Chief Secretary
to
The Government of His Highness the Maharaja of Mysore Mysore

Legis 8/10

Sir,

I have the honour to enclose a memo containing a suggestion on a point of legislation which is fully elaborated in the same. The proposed amendment is very necessary in the interests of the European Community residing in the Mysore State, and requests that early steps may be taken to remedy the defect by executive order.

I have the honour to be,
Sir,
Your most Obedient Servant,
B. R. Krishnamachar
Advocate & Public Prosecutor
Mysore.

5-10-1923
Mysore.

Memo 24
Memo of 3/-10-1919 from Mr. B. R. Venkatramaiah

A POINT FOR THE MYSORE LEGISLATURE.

-000-

Whether security should be furnished by the grantees of the probate under the Indian Succession Act?

The Indian Succession Act (Act X of 1865) was extended to the Territories of Mysore by a Notification of the Government of India, Foreign Department, No.803 Judicial, dated Simla, the 23rd July 1868.

The provisions of the said act are made applicable to all communities excepting the Hindus, Muhammadans, Buddhists and Native Christians in the Mysore State. The Community that is largely affected by this measure is the European Community when the intestate or testimentary succession to their properties arises for consideration.

H. T

Section 256 of the said Act is to the following effect:-

'Every person to whom any grant of administration shall be committed shall give a bond to the Judge of the District Court to ensure for the benefit of the Judge for the time being with one or more surety or surities, engaging for the due collection, getting in or administering the estate of the deceased, which bond shall be in such form as the Judge shall from time to time by any general or special order direct."

The plain meaning of these words seems to be that the District Courts shall demand in all probate and "Administration" cases a security bond from the grantees thereof. But the Madras High Court restricts the operation of this Section to the cases where the

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT
( )
the 191

Date of issue 21.10.1919.

Signed by.. Sd/- M

Section
File No.
Serial No.

No. 8952 / 24-10-19
Legis

To

The Public Prosecutor
Mysore Town.

Sir

I am directed to acknowledge receipt of your letter 9 5-- forwarding a note suggesting the action in the matter of taking security of the Letters of Advocates and to state that necessary action

the matter will receive the consideration of Government

Secretary to the Legislature

From the Secretary S.M.P.A.

SOUTH MYSORE PLANTERS' ASSOCIATION.

SAKLASPUR P. O.,
HASSAN DIST.

21st Nov 1919

DIARY No. 8269

SEC. & ACC. BRCH.
Ch Secy
24 NOV 19
Ch

13781

Sir

The Secretary
To the Government of Mysore
Bangalore

The Indian

SECTION
FILE No.
SERIAL

Legs
7 Oct
3-9
3

I have the honour to ribm
you to lay the following matter
before the Government of H. H. the
Maharajah of Mysore for
consideration

At the request of my Association
I write to ask that security
bonds should only be required
to be furnished by the grantees
of Letters of administration
not on Probate Cases as at present.
This matter was brought before
the British Indian Legislature for
settlement and they did so by
introducing Act VI of 1889 Section 6
of the said Act introducing the
words "Letters of" before the word
"Administration" in Section 256 quoted
above, thereby indicating clearly

Legs
24-11-19
4-90
Rule up expeditiously

P.
25/11

Dep 25/11

CHIEF
OFFICE

that only the Letters of "Administration cases required security to be furnished by the grantees thereof, and not proto—

I understand the Madras High Court only requires security to be furnished in cases of "Letters of Administration"

I therefore request that the Mysore Legislature may introduce an amendment at an early date whereby only "Letters of Administration" cases shall be required to furnish security.

The ruling as it now stands causes great difficulties in many cases as in the present case the executor of a Will may not have property to the value of the estate he is administering and secondly in many cases it is not easy to obtain another person or persons to enter into the required bond.

I have the honour to be
Sir
Your most obedient servant
J. Hayward
Hon'y Sec'y

SUBJECT.

17th 1878 for Chief S

Eg 17/8
Asst 1718/

Bill to amend the Indian Succession Act, 1865 as applied to Mysore

---

Whereas it is expedient to amend the Indian Succession Act, 1865 as applied to Mysore, His Highness the Maharaja is pleased to enact as follows:

Amendment of s 256

In section 256 of the Act, for the words "Every person to whom any grant of administration shall be committed" and figure

the words "Every person to whom any grant of letters of administration is committed" shall be substituted.

Other than a grant under Sec 212.

SGT 16/2 KNL 12/V

TRM 17/3

Statement of Objects

and Reasons

~~According to~~ ~~This Bill~~

~~Section~~ 256 of the Indian Succession Act 1865 as extended to Mysore stands at present ~~stands~~, it is desirable to be construed has requiring security bonds in Caste Administration and Probate cases from the Courts thereof

H. T

These consequences of decisions upon the Act Indian ~~Act~~ and it has been ~~now~~ ~~this point~~ Courts ~~has been~~ set at rest by ~~by~~ the Indian ~~Succession~~ Act amending the Act VI of 1889

The Bangalore & the South Mysore Planters Association has ~~also~~ urged for a similar amendment ~~in the Act~~ ~~so that~~

An amendment will have been drafted
~~The present amendment~~ to bring our Land Acts into conformity with the British Indian Act and
~~is intended~~ so clearly indicate that in case of
letters of administration only
~~cases~~ shall a security
bond be demanded.

Ker

P. M.
1913

67
1913
Jan
1912

Pol 471

R. O. 2.—R. P. B.—2-1920.—5000.

No. 829/265/1920.

Secy No. 5089

19 -19 Legis

SECTION

FILE NO. 23-

TIAL NO. 5

FROM

MAJOR C. T. C. PLOWDEN, I. A.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore.

Pol 249

Dated Bangalore, 22nd September 1920.

SIR,

With reference to your letter No. Pol. 246, dated the 21st August 1920, forwarding a copy of a Bill to amend the Indian Succession Act, 1865, as applied to Mysore, I am directed to state that the Hon'ble the Resident sees no prima facie objection to the Bill being placed before the Legislative Council as proposed.

A reference to the Government of India under Article 18, of the Treaty of 1913, will be necessary before the Bill is passed into law.

I have the honour to be,
Sir,
Your most obedient servant,

FIRST ASSISTANT RESIDENT.

CVV.

Bangalore

Dated 13th Nov 1911

To Rajasevasaktha
Sir M. Krishnaraj Urs, K.C.I.E., C.S.I.
Dewan of Mysore.

Sir,

I beg to request your sanction in writing under Section 12 of Regulation I of 1907, for introducing a bill to amend the Indian Succession Act, 1865

at a meeting of the Mysore Legislative Council.

I have the honor to be,
Sir,
Your most obedient servant,

M. Krishnaraj Urs
Member.

OFFICE OF THE DEWAN OF MYSORE.

Dated 14th Nov 1921

Mr. Mir Hamza Hussain, B.A., B.L. Member of the Mysore Legislative Council, is hereby permitted to introduce a bill to amend the Indian Succession Act, 1865

.....

.....

.....at a meeting of the said Council, subject to the rules for the time being in force under the Mysore Legislative Council Regulation, No. I of 1907.

Dewan of Mysore.

G. R. S. VI—S-III/13]

DRAFT

SUBJECT .....

.....

.....

Section.
File No.
Serial No.

No. 272
L-e

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,

( )

, *the*.....*191*

Date of issue.....

Signed by.....

NOTIFICATION.

Under Rule 31 of the Rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill to amend the Indian Succession Act, 1865 as applied to is published for general information with the statement of objects and reasons.

By Order,

Secretary, Mysore Legislative Council.

(Here print the accompanying Bill with the statement of objects and reasons).

To

The Compiler, *Mysore Gazette* for publication in Part III of the Gazette in English and Kannada and for sending 100 copies in English and 25 copies in Kannada to this office. Proof should be sent to this office for approval before publication.

Copy to Translation Section

35

G. R. S. VI—G/32]

SUBJECT.....

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Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 191

Date of issue 5/5/22

Signed by W. S. Hercanmaiya

Section Legs.
File No. 23-19
Serial No 6

No. Pol 1003 '22 (2) 25-5-22

To

The Secy. to the Resident

(Sir)

I am directed to forward herewith 2 copies of the Bill to amend the Indian Succession Act, 1865, as applied to Mysore and to state that the Bill was read ~~in Council~~ and considered in Council at the meeting of the Legislative Council on the 16th April 1922 and is returned to be referred to

over.

Committee at ~~the meeting~~
~~of the Regs. of~~ held on
~~the 10th~~ April 22
I am Directed to request that
~~the Form of~~ Sanction
~~of the Form of Judicial~~
may be formally obtained
to pass the Bill into law.
Thereafter.
Your
Obt
Servt
for Sd. Secy

List of enclosures. two

Copied by

Examined by

Pol 1614

4689/37

R. O. No. 2.—R. P. B.—11-1921—5,000.

No. 3074 ENCLOS. → Dated Bangalore, 20th June 1922

265-1920.

FROM Major C. T. C. Plowden, I.A.,

SECRETARY TO THE RESIDENT IN MYSORE.

GEN'L REV. SEC.

21 JUN 1922

To The Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department.

Subject:- A Bill to amend the Indian Succession Act, 1865, as applied to Mysore.

SIR,

With reference to your letter No. Pol.1005, dated the 5th May 1922, forwarding a copy of a Bill to amend the Indian Succession Act, 1865, as applied to Mysore, I am directed to state that the Governor-General in Council has been pleased to accord his consent to the Bill on the understanding that he retains over it the power and authority which vest in him by virtue of Article 18 of the Treaty of 1913.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

BJ

G. R. S. VI.—s-III/14]

DRAFT.

SUBJECT.....

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Section. Legs
File No. 23-19
Serial No. 8

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,

( )

, *the*.....*191*

Date of issue.....26/10.....

Signed by.....M. Rao.....

Proceedings of the Government of H. H. the Maharaja of Mysore.

Order No. 8340-43 Dt 26-10-22 to be published in the Mysore Gazette

Ordered that the accompanying Regulation to amend the Indian Succession Act, 1865 as applied to Mysore, which received the assent of His Highness the Maharaja, on the Seventeenth day of October 1922 be published as Regulation No. I of 1922, in the *Mysore Gazette* for general information.

Cur
24/10

for R.C. *Secretary to Government.*

May this be—

(i) Printed?

(ii) Treated as a standing order?

(iii) Published in the "Gazette" English part?

(iv) Translated?

(v) Placed at the disposal of the Press?

(vi) Published in the "Gazette" Kannada part?

To

The Compiler, *Mysore Gazette*, for publication in Part III of the Gazette, in English and Kannada and for supply of .....spare copies in English, and .....spare copies in Kannada ~~to this office, and.....spare copies in English and.....spare copies in Kannada to the Curator, Government Central Book Depot, Bangalore~~. Proofs should be sent to this office for approval before publication.

as in the Standing orders

Copy to Translation Secretary

REGULATION I OF 1922.

Regulation to amend the Indian Succession Act, 1865, as applied to Mysore.

Received the assent of His Highness the Maharaja on the seventeenth day of October 1922.

Whereas it is expedient to amend the Indian Succession Act, 1865, as applied to Mysore ; His Highness the Maharaja is pleased to enact as follows :—

Amendment of Section 256

In Section 256 of the Act, for the words "every person to whom any grant of administration shall be committed" the words and figures "Every person to whom any grant of letters of administration other than a grant under Section 212 is committed" shall be substituted.

A. R. BANERJI,
Dewan.

G. R. S. VI—G/32]

SUBJECT.....

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Diary No. of letter replied to ~~U~~ \

General and Revenue Secretariat

( )

the 191 .

Date of issue ~~17 November 1922~~ 22/11

Signed by ~~for Secretary to Government~~

Section Legs

File No. 28—19

Serial No. 9

No. ~~Police on a certain~~ G 4283/29

To The Secretary to Government of India Home Department

Sir,

I am directed to forward herewith 2 copies of Regulation to amend the Indian Succession Act, 1865 as applied to Mysore

I have etc

for Secy.

over.

Secy
8/12/22

2 d. ffs

41

G. R. S. VI.—S-III/16]

DRAFT.

SUBJECT.....

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8 1

Section. Legn
File No. 23-19
Serial No. 10

Diary No. of letter replied to.....

No. Fdlgn (9)

To

Secy.

The ~~First Assistant~~ to the Hon'ble the Resident in Mysore.

GENERAL AND REVENUE SECRETARIAT,

( )

, the.....*191*

SIR,

I am directed to forward herewith 9 copies of the Regulation to amend the Indian Succession Act, 1865 as applied to Mysore

Date of issue 17/11/22

Signed by W Bell

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I have etc.,

JNS

for W. Bell *Secretary to Government.*

8/11/22